

1909-056 Chancery Causes: Lizzie Wood vs. William Wood  
Lee Co.

Johnson, Terrel, Garrison

CA-Divorce

T-Migration



To the Hon. H.A.W.Skeen, Judge of the Circuit Court of Lee County Virginia:

Your Petitioner, Lizzie Wood of the Town of Pennington Gap, in the county of Lee, and state of Virginia, respectfully shows unto the court, that she is now, and has been for more than one year last past, a resident of said county and state.

Your Petitioner further shows that on or about the ~~8~~-day of Februrary, 190~~4~~<sup>5</sup>, in the aforesaid county and state, she was duely and legally married to William Wood, the defendant herein, by Dr. S.E.Shelburne, who was legally authorized to per celebrate the rights of matrimony and that the name of your petitioner, previous to the said marriage, was Lizzie Johnson.

And your Petitioner further shows to the court, that after said marriage your petitioner and the said defendant lived and cohabited together as husband and wife for about ~~zhs~~ two months thereafter, when the defendant, without any cause known to your petitioner, abandoned your petitioner and went to the State of Indiana. Your Oratrix desires to state in this connection that the defendant represented to your petitioner that he was going to take your petitioner with him, saying that he was going to visit his people before going and thus slipped away ~~frx~~ from your petitioner, whom she has not seen or cohabited with since.

Your Petitioner further shows that that for more than three years last past her said husband has deserted, <sup>her</sup> and his said desertion for all that time has been wilful, continued and obstinate, and during all that time her husband has wholly neglected to make any provisions for her support.

Your Petitioner, therefore humbly prays that she may be divorced from the bonds of matrimony with her said husband, and that your petitioner may have such further and other relief in the premises as may be proper and she will ever pray, etc.

*Lizzie Wood*

Per

*W.H. Hopkins*

-----Counsel for Plaintiff.



Lizzie Wood  
vs. J. Peltier  
William Wood

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Filed Nov. 21, 1907.  
1907 2<sup>nd</sup> Nov. Rules  
Spa. <sup>not</sup> executed &  
Cont'd for O.P.  
1<sup>st</sup> Dec Rules  
" Cont'd for O.P.  
2<sup>nd</sup> Dec. Rules  
" O.P. completed &  
cause set for hear-  
ing.

Costs:  
Clerk \$4.22  
Tax 1.50  
atly 15.00  
Printer  
Comr.



Leggie Wood

vs.

L Decree

William Wood

This cause, in which the plaintiff appears to have proceeded against the defendant, who is out of the Commonwealth, in the mode prescribed by law against absent defendants, and he still failing to appear and answer, came on this day to be heard on the bill, the exhibits filed and the depositions of witnesses and was argued by counsel for the plaintiff. On consideration whereof, the court bring of the opinion that the charge of abandonment against the defendant is fully proved, doth adjudge order and decree that the marriage heretofore solemnized between Leggie Wood and William <sup>Wood</sup> be, and the same is hereby dissolved, the said Leggie Wood <sup>is</sup> forever divorced from her husband, the said William Wood. And that the plaintiff recover from the defendant her costs by her Expende in this suit - and for which Execution may issue. And this cause is ordered to be stricken from the docket.



Lizzie Wood  
W. J. Moore  
William Wood

Entered in C. B.  
No 8, page 558

Enter this  
Dec 9th 1909  
H. A. W. S. L. W.



The Depositions of Lorinda Terrel and others, taken before me at the Law office of E.W.Pennington, on the 2d. day of May, 1908, pursuant to the notice hereto appended, to be read as evidence on behalf of Lizzie Wood upon the trial of a certain cause now pending in the Circuit Court of Lee county, in which Lizzie Wood is Plaintiff and Will Wood is Defendant.

Presebt, W.K.Hopkins, Counsel for Plaintiff.

Lorinda Terrel, a witness of lawful age, being duly sworn, deposes as follows;

Q. 1. State your name and place of residence.

A. Lorinda Terrel. pennington Gap. va.

Q. 2. Are you acquanited with william wood and Lizzie Wood , the defendant and plaintiff in this suit? If so, how long?

A. I have known them both ever since they were children. Will is my nephew.

Q. 3. Do you remember when the plaitiff and defendant were married?

A. They were married some time during february, 1905.

Q. 4. How long did they live together,

A. They lived together until the first day of April, 1905.

Q. 5. Please tell all that you know about their separation and tell how long they have been apart.

A. He left her on the first day of April, 1905, and went to Tipton County, Ind. They have not lived together sönce he left for Indiana nor have they, to my knowledge, had any communiaation with one another. Lizzie has been supporting herself since he left by hiring out.

Q. 6. Is Lizzie wood a resident of this county, and if so, how long has she lived in the county?

A. Lizzie was born and raised in the county, and has lived here all of her life.

And further this deponent sayeth not.

Witness: R.E.L. Chamberley

Lorinda Terrel



2.

Emmet Garrison, a witness for the plaintiff, being duly sworn,  
deposes as follows:-

Q. 1. State your name, age, and place of residence.

A. Emmet Garrison. I am 22 years old. I live at Pennington Gap,  
Va.

Q. 2. How long have you known Lizzie Wood, the plaintiff in this  
case?

A. I have known her six years at least.

Q. 3. Are Lizzie and her husband living together now? If not,  
about how long have they been separated?

A. They are not living together now. They have not been for  
several years. I went West the 27th of June, 1904. I had been  
talking to the girl just previous to my going West. I stayed out  
there three months about and when I came back I found that Lizzie  
had been married and had ~~xxxxxxxxxxxx~~ separated while I was gone.  
They have never lived together since. Lizzie has been supporting  
herself since Wood left her by hiring out.

Q. 4. How long has Lizzie Wood, the plaintiff lived in this county?

A. She was born and raised in this county, and has lived within  
four miles of Pennington Gap all of her life.

And further this deponent sayeth not.

*Emmet Garrison*  
.....

State of Va., County of Lee, to-wit:

I, R. E. L. Chumbley, a Commissioner in Chancery for the  
Circuit Court of Lee County, Va., certify that the above depositions  
were duly taken, reduced to writing, and signed before me at the  
times and places mentioned therein.

Given under my hand this 2nd day of May, 1908.

*R. E. L. Chumbley*, Commissioner in Chancery.



Lizzie Wood  
vs Deposition  
William Wood

Filed May 4 1908,  
H.C. J. Ewing,  
Clerk.

How long have you known Lizzie Wood, the plaintiff in this

A. Answer. Deposition. I am 85 years old. I live at Southampton Ohio.

Q. How long have you known Lizzie Wood, the plaintiff in this

Deposition. I am 85 years old.

Q. How long have you known Lizzie Wood, the plaintiff in this

Given under my hand this 2nd day of May 1908.

Witness my hand, reduced to writing, and signed before me at the

County of Ross, State of Ohio, this 2nd day of May 1908.

I, J. H. Ewing, Clerk of the Court, do hereby certify that the

Witness of said Deposition is duly sworn.

.....

and I hereby certify that the

Witness of said Deposition is duly sworn.

A. She was born and raised in this county, and has lived at

Q. How long have you known Lizzie Wood, the plaintiff in this

Deposition. I am 85 years old.

How long have you known Lizzie Wood, the plaintiff in this

Deposition. I am 85 years old.

Q. How long have you known Lizzie Wood, the plaintiff in this

Deposition. I am 85 years old.

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Deposition. I am 85 years old.

Q. How long have you known Lizzie Wood, the plaintiff in this

Deposition. I am 85 years old.

How long have you known Lizzie Wood, the plaintiff in this

Deposition. I am 85 years old.



Posted 7th Nov-

BOATRIGHT PRINTING CO., GATE CITY, VA.

In the Clerk's Office of the Circuit Court of the county of Lee, on the 7th  
day of November, 1907.

Lizzie Wood,  
Plaintiff,  
against  
William Wood,  
Defendant.

In Chancery.

The object of this suit is to obtain a divorce, a vinculo mat-  
rimonii from the defendant.

And an affidavit having been made and filed that the defendant, William Wood is  
a not resident of the State of Virginia, it is ordered that he do appear here within fifteen days  
after due publication hereof, and do what may be necessary to protect his interest in this suit. And it is  
further ordered that a copy hereof be published once a week for four weeks in the The Praxington  
News and that a copy be posted at the front door of the Courthouse of this county as prescribed  
by law.

A copy—Teste:

W. K. Hopkins, p. q.

W. G. Ewing Clerk.  
By W. H. Hawley, D.C.



11/9/07  
Lizzie Wood

vs.

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ORDER OF  
PUBLICATION

William Wood.

Virginia, Lee County, to-wit:

I, H. A. Ewing, County Clerk,  
for the Co. aforesaid in the State of Va.,  
do certify that I posted a true  
copy of the within order of  
publication at the front door  
of the Court-house of said Coun-  
ty on this day.

Given under my hand, this  
7th day of November, 1907.

H. A. Ewing,  
Clerk.



In the Clerk's Office of the Circuit Court of the County of Lee,

Lizzie Wood,

Plaintiff

against

William Wood,

Defendant

This day W. L. Hopkins personally appeared  
before me H. C. D. Ewing, Clerk of the said Court,  
and being duly sworn, made oath that William Wood

is  
defendant in the said suit not resident of the State of Virginia,

Given under my hand as Clerk of the said Court, this 6th day of Nov. 1907,  
H. C. D. Ewing, Clerk.



Lizzie Wood.

VS

{ AFFIDAVIT FOR ORDER  
OF  
PUBLICATION

William Wood.

W. K. Hopkins, p. q.

Filed Nov. 7, 1907-

J. C. Ewing,

Clerk.



**The Commonwealth of Virginia,**

**To the Sheriff of the County of Lee, Greeting:**

WE COMMAND YOU, That you summon *William Wood*

to appear at the Clerk's office of the Circuit Court of the County of Lee, at rules to be held for the said court, on  
the *3<sup>rd</sup>* Monday in *November* 190*7*, to answer a bill in chancery exhibited against *him*  
*by Lizzie Wood.*

And have then there this writ. Witness, H. C. T. EWING, Clerk of our said Court, at the court-house, the *7<sup>th</sup>*  
day of *November*, 190*7*, and 1*32<sup>d</sup>* year of the Commonwealth.

A Copy, Teste:

*H. C. T. Ewing*, Clerk

\_\_\_\_\_, Clerk



Lizzie Wood

VS

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SUBPOENA  
IN  
CHANCERY

William Wood.

W. K. Hopkins, q.

To 2<sup>nd</sup> Nov.

Rules

Lee Circuit.

Court

1897.



Lizzie Wood,

vs.

William Wood.

**Order of Publication.**

In the Clerk's office of the Circuit Court of the County of Lee, on the 7th. day of November, 1907:

Lizzie Wood, Plaintiff

against

William Wood, Defendant.

**IN CHANCERY.**

The object of this suit is to obtain a divorce, a vinculo matrimonii from the defendant.

And, an affidavit having been made and filed that the defendant William Wood is not a resident of the State of Virginia, it is ordered that he do appear here within fifteen days after due publication hereof, and do what may be necessary to protect his interest in this suit. And it is further ordered that a copy hereof be published once a week for four weeks in The Pennington News, and that a copy be posted at the front door of the Courthouse of this County as prescribed by law.

A copy—Teste:

H. C. T. Ewing, Clerk.

By M. Flanary, D. C.

W. K. Hopkins, p. g.

This is to certify that the Order of Publication hereto attached, of Lizzie Wood against William Wood was published four successive weeks in the Pennington News, a newspaper published at Pennington Gap, Virginia, beginning on the 15, day of November and ending on the 6, day of December, 1907.

Given under my hand on this the 2d. day of May, 1908.

*W. K. Hopkins*  
Editor, the News.



Lizzie Wood

vs. } order Publication

William Wood

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